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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 CARL A WESCOTT,

10 Plaintiff,

11 v.

12 JIM UPSHAW, *et al.*,

Defendants.

CASE NO. 3:19-cv-05898-RJB

ORDER ADOPTING REPORT AND
RECOMMENDATION

13 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.
14 Richard Creatura (no objections to the Report and Recommendation were filed), and the
15 remaining record, does hereby find and **ORDER** that the Report and Recommendation is
16 **ADOPTED** and that the matter is dismissed without prejudice. Plaintiff's *in forma pauperis*
17 application is denied and this matter is dismissed without prejudice for failure to prosecute and to
18 comply with a Court Order. The Clerk shall send copies of this Order to plaintiff and to
19 Magistrate Judge Creatura.

20 DATED this 7th day of January, 2020.

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23 ROBERT J. BRYAN
24 United States District Judge